IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11021 of 1995

to

SPECIAL CIVIL APPLICATIONNo 11024 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

HINGLAJ PETROLEUM SERVICES

Versus

STATE OF GUJARAT

Appearance:

No one has appeared on behalf of the petitioner.
Ms. Harsha Devani, learned AGP. for respondents

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 20/10/2000

COMMON ORAL JUDGEMENT

Learned AGP has submitted that in these four

Special Civil Applications the challenge is to the earlier policy decision dated 4.10.1990, whereby options were given to choose between licence for wholesale or retailer's licence. Later on the policy was changed by the Government and now the policy is that the licences for wholesale have been abolished and the kerosene is to be supplied through authorised agents of the Oil Companies or by way of retail licence. She has submitted that these four Special Civil Applications have become infructuous as there is no challenge to the new policy. The petitioners have already taken advantage of the interim orders, which were passed in these cases so far. It has also been submitted that identical matter being Special Civil Application No.10992/95 has already been dismissed as having become infructuous on 13.10.2000. There is no one to controvert the statement made by the learned A.G.P. that these matters have become infructuous. Accordingly all these four Special Civil Applications are hereby dismissed as having become infructuous. Rule is hereby discharged in each of these four Special Civil Application. Interim orders, if any,ceases to be operative in each of these four Special Civil Applications. No order as to costs.

(M.R.Calla,J)